

# **EXHIBIT - F**

BRIAN WHITE  
GIBSON V GOLDSTON

March 01, 2022  
5-8

<p style="text-align: right;">Page 5</p> <p>1 the Plaintiff, Matthew Gibson.</p> <p>2 MR. SCHMALZER: Bradley Schmalzer and</p> <p>3 Julianne Wisman on behalf the Supreme Court of</p> <p>4 Appeals of West Virginia.</p> <p>5 (The witness was sworn.)</p> <p>6 BRIAN WHITE</p> <p>7 was called as a witness by the Plaintiff, pursuant</p> <p>8 to notice, and having been first duly sworn,</p> <p>9 testified as follows:</p> <p>10 EXAMINATION</p> <p>11 BY MR. BRYAN:</p> <p>12 Q. Please state your name.</p> <p>13 A. Brian White.</p> <p>14 Q. And what do you do for a living?</p> <p>15 A. I work with the Raleigh County Sheriff's</p> <p>16 Office.</p> <p>17 Q. And you work as a sworn law enforcement</p> <p>18 officer?</p> <p>19 A. I do.</p> <p>20 Q. And how long have you worked there?</p> <p>21 A. Since 2012.</p> <p>22 Q. Have you ever worked as a bailiff?</p> <p>23 A. When I was first hired, before I went to</p> <p>24 the academy, we usually, like, do rotations through</p>	<p style="text-align: right;">Page 7</p> <p>1 about what you remember about that day. Okay?</p> <p>2 A. Okay.</p> <p>3 Q. What's -- do you remember why you were</p> <p>4 dispatched or what you were told?</p> <p>5 A. That a deputy needed backup. There was a</p> <p>6 situation going on. They were getting tense or</p> <p>7 afraid there was going to be a disturbance or a</p> <p>8 fight, basically, was my take on it.</p> <p>9 Q. And when you arrived, were you with any</p> <p>10 other law enforcement officers?</p> <p>11 A. When I arrived, I arrived by myself. If</p> <p>12 you're asking were there other officers there when</p> <p>13 I got there, there were, but I mean, I can tell you</p> <p>14 the story or wait till you ask me.</p> <p>15 Q. Tell me -- tell me what you saw when you</p> <p>16 arrived on the scene.</p> <p>17 A. Okay. To the best I can remember, when I</p> <p>18 got there, I didn't see nobody outside as far as</p> <p>19 Bobby or McPeake or the judge or nothing like that,</p> <p>20 so I went on in the house and then I heard people</p> <p>21 downstairs. There was some steps that went down,</p> <p>22 so I went down into the bottom where I heard</p> <p>23 voices.</p> <p>24 Q. So Deputy Stump was already at the house?</p>
<p style="text-align: right;">Page 6</p> <p>1 about everything and I was over there for a little</p> <p>2 while through training.</p> <p>3 Q. Do you recall whether you ever worked as a</p> <p>4 bailiff for Judge Goldston?</p> <p>5 A. I did.</p> <p>6 Q. When you worked as a bailiff for Judge</p> <p>7 Goldston, did you ever travel with her from the</p> <p>8 courtroom to the home of a litigant?</p> <p>9 A. No.</p> <p>10 Q. Okay. So you never did one of these home</p> <p>11 views or home searches with her?</p> <p>12 A. No. Like I said, I was -- it was before I</p> <p>13 went to the academy and I was just kind of a watch</p> <p>14 and learn what's going on. I was actually probably</p> <p>15 bailiffed for every judge in there through that</p> <p>16 rotation.</p> <p>17 Q. Do you recall the incident on March 4th,</p> <p>18 2020, where Judge Goldston traveled to the home of</p> <p>19 the Plaintiff, Matthew Gibson?</p> <p>20 A. I remember being dispatched there. I</p> <p>21 remember my involvement with it as far as, you</p> <p>22 know, me being dispatched and me showing up, I</p> <p>23 mean, vaguely. I don't remember everything.</p> <p>24 Q. All right. Well, I just want to ask you</p>	<p style="text-align: right;">Page 8</p> <p>1 A. Far as I can recall.</p> <p>2 Q. All right. So you didn't -- when you</p> <p>3 arrived, you didn't see anybody outside the house</p> <p>4 at that point?</p> <p>5 A. I didn't. I was -- when I arrived, I was</p> <p>6 looking for the other deputies since there was</p> <p>7 supposed to be a possible disturbance. Not seeing</p> <p>8 them, I went on in the house.</p> <p>9 Q. And when you went in the house, you still</p> <p>10 didn't see anybody.</p> <p>11 A. No. I heard voices and just followed the</p> <p>12 voices.</p> <p>13 Q. So you heard voices downstairs in the house</p> <p>14 --</p> <p>15 A. Right.</p> <p>16 Q. -- and you followed those voices.</p> <p>17 A. Went downstairs.</p> <p>18 Q. All right. After you went downstairs in</p> <p>19 Mr. Gibson's house, what did you observe there?</p> <p>20 A. There was a lot of people. It was like a</p> <p>21 living room or something like that. There was lots</p> <p>22 of people standing in there. I mean, I didn't go</p> <p>23 in and announce myself, "I'm here," or nothing like</p> <p>24 that. I mean, I just kind of stepped in.</p>